

CERTIFICATION OF ENROLLMENT

**HOUSE BILL 1064**

Chapter 164, Laws of 1995

54th Legislature  
1995 Regular Session

RESIDENT EMPLOYEES ON PUBLIC WORKS

EFFECTIVE DATE: 7/23/95

Passed by the House February 3, 1995  
Yeas 96 Nays 0

CLYDE BALLARD

**Speaker of the  
House of Representatives**

Passed by the Senate April 10, 1995  
Yeas 40 Nays 0

JOEL PRITCHARD

**President of the Senate**

Approved May 1, 1995

MIKE LOWRY

**Governor of the State of Washington**

CERTIFICATE

I, Timothy A. Martin, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 1064** as passed by the House of Representatives and the Senate on the dates hereon set forth.

TIMOTHY A. MARTIN

**Chief Clerk**

FILED

May 1, 1995 - 11:03 a.m.

**Secretary of State  
State of Washington**

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HOUSE BILL 1064

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Passed Legislature - 1995 Regular Session

State of Washington                      54th Legislature                      1995 Regular Session

By Representatives Padden and Appelwick; by request of Law Revision Commission

Read first time 01/10/95. Referred to Committee on Law and Justice.

1            AN ACT Relating to correcting unconstitutional provisions relating  
2 to resident employees on public works; amending RCW 35A.40.200; and  
3 repealing RCW 39.16.005, 39.16.020, 39.16.030, and 39.16.040.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5            NEW SECTION.    **Sec. 1.** The following acts or parts of acts are each  
6 repealed:

7            (1) RCW 39.16.005 and 1977 ex.s. c 187 s 1, 1973 1st ex.s. c 29 s  
8 1, & 1972 ex.s. c 28 s 1;

9            (2) RCW 39.16.020 and 1977 ex.s. c 187 s 2 & 1943 c 246 s 2;

10           (3) RCW 39.16.030 and 1943 c 246 s 3; and

11           (4) RCW 39.16.040 and 1943 c 246 s 4.

12           **Sec. 2.** RCW 35A.40.200 and 1987 c 185 s 4 are each amended to read  
13 as follows:

14           Every code city shall have the authority to make public  
15 improvements and to perform public works under authority provided by  
16 general law for any class of city and to make contracts in accordance  
17 with procedure and subject to the conditions provided therefor,  
18 including but not limited to the provisions of: (1) Chapter 39.04 RCW,

1 relating to public works; (2) RCW 35.23.352 relating to competitive  
2 bidding for public works, materials and supplies; (3) RCW 9.18.120 and  
3 9.18.150 relating to suppression of competitive bidding; (4) chapter  
4 60.28 RCW relating to liens for materials and labor performed; (5)  
5 chapter 39.08 RCW relating to contractor's bonds; (6) chapters 39.12(~~7~~  
6 ~~39.16~~) and 43.03 RCW relating to prevailing wages; (7) chapter 49.12  
7 RCW relating to hours of labor; (8) chapter 51.12 RCW relating to  
8 workers' compensation; (9) chapter 49.60 RCW relating to  
9 antidiscrimination in employment; (10) chapter 39.24 RCW relating to  
10 the use of Washington commodities; and (11) chapter 39.28 RCW relating  
11 to emergency public works.

Passed the House February 3, 1995.

Passed the Senate April 10, 1995.

Approved by the Governor May 1, 1995.

Filed in Office of Secretary of State May 1, 1995.